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SUPREME COURT

No. ~~7-10007~~

06 MAY -3 AM 11:34

SUPREME COURT OF THE STATE OF WASHINGTON

BY C. J. HERRITT

CHADWICK FARMS OWNERS ASSOCIATION, a Washington
Nonprofit corporation,
Plaintiff/Petitioner/Appellant

v.

FHC, LLC, a Washington limited liability company,
Respondent/Defendant/Third Party Plaintiff/Cross Appellant

v.

AMERICA 1ST ROOFING & BUILDERS, INC., a Washington
Corporation; CASCADE UTILITIES, INC., a Washington corporation;
MILBRANDT ARCHITECTS, INC., P.S., a Washington corporation;
PIERONI ENTERPRISE, INC., d/b/a PIERONI'S LANDSCAPE
CONSTRUCTION, a Washington corporation, TIGHT IS RIGHT
CONSTRUCTION, a Washington corporation; GUTTER KING, INC., a
Washington Corporation, Third Party Defendants.

BRIEF OF RESPONDENT PIERONI ENTERPRISE, INC.
TO APPELLANT CHADWICK FARMS OWNERS ASSOCIATION

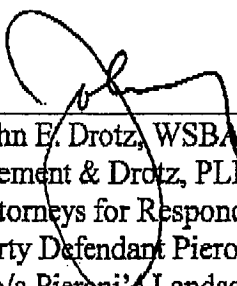
John E. Drotz, WSBA #22374
Clement & Drotz, PLLC
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Party Defendant Pieroni Enterprise, Inc.
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Response

Respondent Pieroni Enterprises, Inc. d/b/a Pieroni Landscape Construction, hereinafter "Pieroni" submits this Response herein to Appellant Chadwick Farms Owners Association's, hereinafter "Appellant", Opening Brief to state that the Appellant had no claims against, and did not appeal any order or judgment obtained by Pieroni. Appellant only had claims against Cross-Appellant/Respondent FHC, LLC hereinafter "FHC" in the underlying action, and only appealed the order and judgment obtained by FHC. FHC filed a notice of appeal of various orders and judgments entered on September 30, 2005, including an order and judgment obtained by Pieroni.

FHC has not filed an Opening Brief relating to the issues in its notice of appeal, thus there is nothing for Pieroni to respond to. If FHC files an Opening Brief, Pieroni will respond to it in the time provided for in the Rules of Appellate Procedure.

RESPECTFULLY SUBMITTED this 3rd day of May, 2006.



John E. Drotz, WSBA #22374
Clement & Drotz, PLLC
Attorneys for Respondent/Defendant/Third
Party Defendant Pieroni Enterprise, Inc.
d/b/a Pieroni's Landscape Construction

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CERTIFICATE OF SERVICE MAY -3 AM 11:34

The undersigned certifies that I caused a true and correct copy of the foregoing document to be mailed via U.S. Mail and via Facsimile to the following parties and counsel of record in the manner indicated:

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Mr. John P. Evans Mary H. Spillane Williams Kastner & Gibbs, PLLC 601 Union St., Suite 4100 Seattle, WA 98111-3926 (X) Via Facsimile (X) Via Mail	R. Scott Fallon Fallon & McKinley 1111 Third Avenue, Suite 2400 Seattle, WA 98101 (X) Via Facsimile (X) Via Mail
Mr. Martin T. Crowder Karr Tuttle Campbell 1201 Third Avenue, Suite 2900 Seattle, WA 98101 (X) Via Facsimile (X) Via Mail	Ms. Vicky Strada Scheer & Zehnder, LLP 720 Olive Way, Suite 1605 Seattle, WA 98101 (X) Via Facsimile (X) Via Mail
R. Scott Fallon Fallon & McKinley 1111 Third Avenue, Suite 2400 Seattle, WA 98101 (X) Via Facsimile (X) Via Mail	

Dated this 3 day of May, 2006 at Seattle, Washington.



John E. Drota

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BY C. J. MERRITT

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